

## 2009 DRAFTING REQUEST

### Bill

Received: **11/03/2008**

Received By: **mkunkel**

Wanted: **As time permits**

Identical to LRB:

For: **Stephen Nass (608) 266-5715**

By/Representing: **Mike Mikalsen**

This file may be shown to any legislator: **NO**

Drafter: **mkunkel**

May Contact:

Addl. Drafters:

Subject: **Higher Education - UW System**

Extra Copies: **PG**

Submit via email: **YES**

Requester's email: **Rep.Nass@legis.wisconsin.gov**

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Capping tuition increases by rate of inflation

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### Instructions:

See attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mkunkel 11/03/2008	bkraft 11/03/2008		_____			State
/1			mduchek 11/04/2008	_____	cduerst 11/04/2008 mbarman 02/26/2009	cduerst 02/26/2009	

FE Sent For: @ intro.

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/?	mkunkel	/1 bjk 11/3					

FE Sent For:

<END>

## **Kunkel, Mark**

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**From:** Mikalsen, Mike  
**Sent:** Tuesday, October 28, 2008 1:06 PM  
**To:** Kunkel, Mark  
**Subject:** Draft Legislation Request - UW System Tuition and Fee Cap

Mark:

Rep. Nass requests the following:

Please re-draft LRB-1236/2, for introduction in the 2009-10 legislative session. The only change would apply to years of applicability: 2009-10, 201-11, 2011-12, 2012-13.

If you have any questions, please contact me.

**Mike Mikalsen**  
**Research Assistant**  
**Office of Representative Steve Nass**  
**31st Wisconsin Assembly District**

**(888) 529-0031 Toll-Free (Wisconsin Only)**  
**(608) 266-5715**

11-3-08

2007 BILL

2009 BILL

-061611

RM NOT RUN

SA ✓  
X-ref

regen.

on Finance

1 AN ACT to amend 36.27 (1) (a) and 36.27 (1) (am) (intro.); and to create 36.27  
2 (1) (ar) of the statutes; relating to: increases in undergraduate resident tuition  
3 and nonallocable segregated fees at the University of Wisconsin System.

**Analysis by the Legislative Reference Bureau**

> Under current law, the Board of Regents (board) of the University of Wisconsin  
> (UW) System may not increase resident undergraduate tuition beyond an amount  
> sufficient to fund all of the following: (1) in an odd-numbered year, the highest  
> amount shown in the appropriation schedule for the tuition appropriation for that  
> year in the Joint Finance Committee version of the budget bill, the engrossed budget  
> bill, or the enrolled budget bill; (2) in an even-numbered year, the amount shown in  
> the appropriation schedule for the tuition appropriation; (3) the approved  
> recommendations of the director of the Office of State Employment Relations for  
> compensation and fringe benefits for staff; (4) projected losses of revenue caused by  
> enrollment declines; (5) certain state-imposed costs; (6) nontraditional courses; and  
> (7) differential tuition.

In addition to tuition, the board charges students segregated fees. Under board policies, there are two types of segregated fees: allocable and nonallocable. Allocable fees support campus student activities, such as student organizations, concerts, and lectures. Nonallocable fees support fixed obligations and programs that require stable funding, such as debt service, base operating funds for student unions, and student health services.

> In fiscal years 2007-08, 2008-09, 2009-10, and 2010-11, this bill suspends the restrictions described above. Instead, the bill limits any increase in the sum of

2011-12 and 2012-13

**BILL**

resident undergraduate tuition and nonallocable segregated fees during those fiscal years to the percentage increase in the U.S. consumer price index for all urban consumers during the previous fiscal year, as determined by the Legislative Fiscal Bureau (LFB). However, if the undergraduate students enrolled at an institution of the UW System approve an increase in nonallocable segregated fees for a specified fiscal year, the board may increase nonallocable segregated fees at that institution for that fiscal year by the amount approved, and the board may increase tuition at that institution by no more than the percentage increase in U.S. consumer price index for all urban consumers during the previous fiscal year, as determined by LFB.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 36.27 (1) (a) of the statutes is amended to read:

36.27 (1) (a) Subject to pars. (am), (ar), (b) and (c), the board may establish for different classes of students differing tuition and fees incidental to enrollment in educational programs or use of facilities in the system. Except as otherwise provided in this section, the board may charge any student who is not exempted by this section a nonresident tuition. The board may establish special rates of tuition and fees for the extension and summer sessions and such other studies or courses of instruction as the board deems advisable.

**SECTION 2.** 36.27 (1) (am) (intro.) of the statutes is amended to read:

36.27 (1) (am) (intro.) The Except as provided in par. (ar), the board may not increase academic fees for resident undergraduate students beyond an amount sufficient to fund all of the following:

**SECTION 3.** 36.27 (1) (ar) of the statutes is created to read:

36.27 (1) (ar) 1. Except as provided in subd. 2., in fiscal years ~~2007-08~~ ~~2008-09~~, 2009-10, and 2010-11, the board may not increase the sum of academic fees and nonallocable segregated fees for undergraduate students by more than the

2011-12 and 2012-13

**BILL**

1 percentage increase in the U.S. consumer price index for all urban consumers during  
2 the previous fiscal year, as determined by the legislative fiscal bureau. ✓

3 2. If a majority of the students enrolled in an institution who vote in  
4 referendum approve an increase in nonallocable segregated fees for a specified fiscal  
5 year, the board may do the following: ✓

6 a. Increase academic fees for undergraduate students at the institution by no  
7 more than the percentage increase in the U.S. consumer price index for all urban  
8 consumers during the previous fiscal year, as determined by the legislative fiscal  
9 bureau. ✓

10 b. Increase nonallocable segregated fees for undergraduate students at the  
11 institution for the fiscal year by the amount approved in the referendum. ✓

12 (END) ✓



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0616/1dn  
MDK:.....

Rep. Nass:

This bill is a redraft of 2007 LRB-1236/2. As you requested, I changed the applicable fiscal years.

Mark D. Kunkel  
Senior Legislative Attorney  
Phone: (608) 266-0131  
E-mail: [mark.kunkel@legis.wisconsin.gov](mailto:mark.kunkel@legis.wisconsin.gov)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0616/1dn  
MDK:bjk:md

November 3, 2008

Rep. Nass:

This bill is a redraft of 2007 LRB-1236/2. As you requested, I changed the applicable fiscal years.

Mark D. Kunkel  
Senior Legislative Attorney  
Phone: (608) 266-0131  
E-mail: [mark.kunkel@legis.wisconsin.gov](mailto:mark.kunkel@legis.wisconsin.gov)

## Duerst, Christina

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**From:** Mikalsen, Mike  
**Sent:** Thursday, February 26, 2009 9:47 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-0616/1 Topic: Capping tuition increases by rate of inflation

Please Jacket LRB 09-0616/1 for the ASSEMBLY.